



10/511259 377.8116USU
Rec'd PCT/PTO 19 AUG 2005

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PAAMBA169

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Docket No.: 377.8116USU
Customer No.: 27,623

As below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our respective names.

We believe we are the original, and first joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IMPROVED HEAT EXCHANGER TEMPERATURE CONTROL SYSTEM

the specification of which

(check one) ☐ is attached hereto.

XXX was filed on Oct 14 2004 as Application Serial No. 10/511,259
and was amended on _____ (if
applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to us to be material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, §119(a) – (d) or (f), or Section 365(b) of any foreign application(s) for patent or inventor's or plant breeder's rights certificate(s) or Section 365(a) of any PCT International Application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application(s) for patent or inventor's certificate(s) or PCT International application having a filing date before that of the application on which priority is claimed:

| <u>Prior Foreign Application(s)</u> | <u>Priority Claimed</u> |
|---|--|
| <u>0209352.4</u> Yes <input type="checkbox"/> No <input type="checkbox"/> (Number) | <u>GB</u> (Country) |
| | <u>24 Apr 2002</u> (Day/Mon/Year Filed) |
| | <u>X</u> |
| <u>PCT/EP03/03983</u> Yes <input type="checkbox"/> No <input type="checkbox"/> (Number) | <u>PCT</u> (Country) |
| | <u>15 Apr 2003</u> (Day/Mon/Year Filed) |
| | <u>X</u> |

_____ Yes _____
 No _____
 (Number) (Country) (Day/Mon/Year Filed)

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

 (Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

 (Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

We hereby claim the benefit under 35 U.S.C. Ssection 119(e) of any United States provisional application(s) listed below:

 (Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

 (Application Serial No.) (Filing Date) (Status - patent, pend., abandon.)

POWER OF ATTORNEY: As named inventors, we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

| NAMES | REGISTRATION NUMBERS |
|-----------------------|----------------------|
| Paul D. Greeley | 31,019 |
| Charles N.J. Ruggiero | 28,468 |

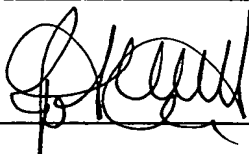
| SEND CORRESPONDENCE TO: | DIRECT TELEPHONE CALLS TO: |
|---|----------------------------|
| Paul D. Greeley, Esq. | Paul D. Greeley, Esq. |
| Ohlandt, Greeley, Ruggiero & Perle, L.L.P. | Telephone: (203) 327-4500 |
| One Landmark Square, 10th Floor | Telefax: (203) 327-6401 |
| Stamford, Connecticut 06901-2682 | |

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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|----------------------------|---|-----------------------------------|------------------------|
| FULL NAME OF INVENTOR | LAST NAME <u>ASHE</u> | FIRST NAME <u>Robert</u> | MIDDLE NAME |
| RESIDENCE & CITIZENSHIP | CITY <u>Shenley</u> <i>GBX</i> | STATE OR COUNTRY Hertfordshire | CITIZENSHIP British |
| POST OFFICE ADDRESS | P.O. ADDRESS 29 King Charles Road | CITY & STATE United Kingdom | ZIP CODE WD7 9HZ |

Inventor's signature _____
2004


Robert ASHE

Date 13/0ct/04

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| | | | |
|----------------------------|--|--------------------------------|------------------------|
| FULL NAME OF INVENTOR | LAST NAME <u>MORRIS</u> | FIRST NAME <u>David</u> | MIDDLE NAME |
| RESIDENCE & CITIZENSHIP | CITY <u>Appleton,</u> <u>Warrington</u> <i>GBX</i> | STATE OR COUNTRY Cheshire | CITIZENSHIP British |
| POST OFFICE ADDRESS | P.O. ADDRESS Oak View 1 Eversly Close | CITY & STATE United Kingdom | ZIP CODE WA4 5NW |

Inventor's signature _____
2004

D. C. Morris
David MORRIS

Date 12 Oct 04.